IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

IN INSOLVENCY
NOTICE NO.N/90 OF 2006

Re.
Ashish Subdear Tiwari & Ors. ... Judgment Debtors

Ex-parte :-
The Bharat Co-operative Bank
(Mumbai) Ltd. ... Judgment Creditors

WITH
IN INSOLVENCY
NOTICE NO.N/91 OF 2006

Re.
Chandrashekhar Dasu Shetty & Ors. ... Judgment Debtors

Ex-parte :-
The Bharat Co-operative Bank
(Mumbai) Ltd. ... Judgment Creditors

WITH
IN INSOLVENCY
NOTICE NO.N/118 OF 2006

Re.
Bhoja Taniya Bangera & Ors. ... Judgment Debtors

Ex-parte :-
The Bharat Co-operative Bank
(Mumbai) Ltd. ... Judgment Creditors

WITH
IN INSOLVENCY
NOTICE NO.N/119 OF 2006

Re.
Bhoja Taniya Bangera & Ors. ... Judgment Debtors

Ex-parte :-
The Bharat Co-operative Bank
(Mumbai) Ltd. ... Judgment Creditors

WITH
IN INSOLVENCY
NOTICE NO.N/131 OF 2006

Re.
Satish Shankar Sawant & Ors. ... Judgment Debtors

Ex-parte :-
The Bharat Co-operative Bank
(Mumbai) Ltd. ... Judgment Creditors

WITH

IN INSOLVENCY

NOTICE NO.N/132 OF 2006

Re.

Serveen Eruch Powvalla & Ors. ... Judgment Debtors

Ex-parte :-
The Bharat Co-operative Bank
(Mumbai) Ltd. ... Judgment Creditors

WITH

IN INSOLVENCY

NOTICE NO.N/164 OF 2006

Re.

Shashi Laxman Kadam & Ors. ... Judgment Debtors

Ex-parte :-
The Bharat Co-operative Bank
(Mumbai) Ltd. ... Judgment Creditors

WITH

IN INSOLVENCY

NOTICE NO.N/165 OF 2006

Re.

Dr.Ravi Shreeram Bangadkar & Ors. ... Judgment Debtors

Ex-parte :-
The Bharat Co-operative Bank
(Mumbai) Ltd. ... Judgment Creditors

WITH

IN INSOLVENCY

NOTICE NO.N/166 OF 2006

Re.

Shrinivas Sankappa Poojary & Ors. ... Judgment Debtors

Ex-parte :-
The Bharat Co-operative Bank
(Mumbai) Ltd. ... Judgment Creditors

WITH

IN INSOLVENCY

NOTICE NO.N/167 OF 2006

Re.

Ashok Chimanlal Mehta & Ors. ... Judgment Debtors

Ex-parte :-
The Bharat Co-operative Bank
(Mumbai) Ltd. ... Judgment Creditors

WITH
IN INSOLVENCY
NOTICE NO.N/168 OF 2006

Re.
Alok K. Paul & Ors. ... Judgment Debtors

Ex-parte :-
The Bharat Co-operative Bank
(Mumbai) Ltd. ... Judgment Creditors

WITH
IN INSOLVENCY
NOTICE NO.N/169 OF 2006

Re.
Bharat Manubhai Lakhani & Ors. ... Judgment Debtors

Ex-parte :-
The Bharat Co-operative Bank
(Mumbai) Ltd. ... Judgment Creditors

Dr.D.R.Talankar i/b Mr.A.K.Moily and Shri V.S.Borade for Judgment Creditors

CORAM: A.S.OKA,J.
DATE : SEPTEMBER 18,2007

P.C.:

1. The learned counsel appearing for the Judgment Creditors states that this insolvency notice is taken out on the basis of a recovery certificate under section 101 of the Maharashtra Co-operative Societies Act,1960. The learned counsel for the Judgement creditors seeks permission to withdraw the insolvency notices in view of the decision of this court dated 4th September 2007 in the Notice of Motion No.40 of 2007 (Re.Kishore K. Mehta) and other connected matters holding that an insolvency notice under sub section 2 of section 9 of the Presidency Towns Insolvency Act,1909 is not maintainable.

Accordingly, insolvency notice stands dismissed as withdrawn.

JUDGE